IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE ACTING CHIEF JUSTICE MR.K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

WEDNESDAY, THE 4TH APRIL 2007 / 14TH CHAITHRA 1929

WA.No. 912 of 2007()

AGAINST THE JUDGEMENT IN WPC.4097/2007 Dated 28/02/2007
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APPELLANT: 1ST RESPONDENT IN WP

SOUTHERN RAILWAY REP. BY
SENIOR DIVISIONAL COMMERCIAL MANAGER,
COMMERCIAL BRANCH, THIRUVANANTHAPURAM-14.

BY ADV. SRI.M.C.CHERIAN,SR.SC.,RAILWAYS

RESPONDENTS: PETITIONERS & R2 AND R3 IN WP
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1. SHIBI T.K, AGED 30 YEARS,
S/O KUTTAN, THATTARASSERY HOUSE,
NEDUMPUZHA P.O., THRISSUR DISTRICT.

2. SANTHOSH T.M., S/O MATHEW,
AGED 34 YEARS, KANNARA P.O., PEECHI.

3. AJEESH M.B., AGED 25 YEARS,
S/O BABU, MANJADATH HOUSE,
KUTTOOR P.O., PAMBOOR.

4. SHIHABUDHEEN T.S., AGED 25 YEARS,
S/O SULAIMAN, THAIPARAMBIL HOUSE,
WADAKKANCHERY. R.S.P.O.-680623.

5. SURUMON P.V., AGED 32 YEARS,
S/O VELAYUDHAN, PATTATH HOUSE,
PATHIYARKULANGARA P.O., PARAPOOR(VIA),
URAKAM, PIN-680552.

6. RASHEED C.K., AGED 36 YEARS,
S/O KOYA, CHEMBRANNUR P.O.,
P.O.POOTHOLE, THRISSUR.

7. NISANTH A.C., AGED 21 YEARS,
ACHINKARA HOUSE, S/O CHANDRAN,
R.S.WADAKKANCHERY(P.O.).

8. SIMON V.P., AGED 25 YEARS,
S/O POULOSE, VADAKKAN HOUSE,
WADAKKANCHERY.

9. SALAHUDHEEN M.M., AGED 27 YEARS,
S/O MUHAMMADALI, MANAMEL HOUSE,
MANNUTHY P.O., ARAMKALLU, PIN-680651.

10. SURESH P.A., AGED 32 YEARS,
S/O AYYAPPAN, PULIKYAL HOUSE,
PUTHUKKADU P.O.

11. RENNY THOMAS, AGED 25 YEARS,
S/O THOMAS, MULLASERY HOUSE,
KALLETTUMKARA P.O.

12. THE STATION MASTER,
SOUTHERN RAILWAY,
THRISSUR RAILWAY STATION, THRISSUR.

13. THE SUPERINTENDENT,
THRISSUR RAILWAY STATION, THRISSUR.

R1 TO R11 BY ADV. SRI RANJITH THAMPAN

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 04/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.S.RADHAKRISHNAN, Ag. C.J. & M.N. KRISHNAN, J.

W.A.No.912 OF 2007

DT. APRIL 4, 2007

JUDGMENT

K.S.Radhakrishnan, Ag.C.J.

Writ petition was preferred by the respondents herein for a writ of mandamus directing the respondents not to interfere with the work of the petitioners as licensed coolie porters in Thrissur Railway Station unless their licenses are terminated in accordance with law. The learned Single Judge permitted the petitioners to continue to work as porters until selection of porters is made and the persons so selected enter the railway station as porters. Learned counsel appearing for the Railway submitted that the writ petitioners are engaged as porters without undergoing the selection process and disciplinary proceedings are initiated against the station master. As per Annexure-II communication the sanctioned strength of Licensed Coolie Porters is 54. There are only 42 persons including the writ petitioners working at the railway station. We make it clear that it is open to the Railway to assess the staff strength and complete the selection process; till that time we find no reason to disturb respondents 1 to 11. Writ appeal is disposed of as above.

K.S.RADHAKRISHNAN,
(Ag. CHIEF JUSTICE)

M.N. KRISHNAN, JUDGE

mt/-